

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

IN RE:	§	
ROYCE HOMES, LP	§	Chapter 7 Case 09-32467
<i>Debtor</i>	§	
	§	
RODNEY TOW, TRUSTEE	§	
<i>Plaintiffs</i>	§	Adversary No. 11-03191
vs.	§	
	§	
JOHN H. SPEER, ET AL	§	
<i>Defendants</i>	§	

DEFENDANT DWM HOLDINGS, INC.'S DEMAND FOR JURY TRIAL AND NON-CONSENT FOR BANKRUPTCY JURY TRIAL
[Refers to Docket #1]

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, **DWM HOLDINGS, INC.** and hereby files this Demand for Jury Trial in accordance with Federal Rule of Civil Procedure 38 including, but not limited to, issues related to breach of partnership agreement, breach of fiduciary duty, civil theft, conversion, turnover, unjust enrichment, equitable subordination, constructive trust, fraud and fraudulent transfers.

Defendant does not consent to the bankruptcy judge conducting the jury trial in this matter.

Dated: May 27, 2011.

LAW OFFICE OF PETER JOHNSON

/s/ Peter Johnson

By: _____

Peter Johnson
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ATTORNEY FOR DWM HOLDINGS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Demand for Jury Trial was served the parties required by Local Bankruptcy Rule in this case, either by mailing a copy of the same to all parties entitled to notice on the attached service listing by regular U.S. mail postage prepaid or by electronic notice pursuant to the Local Bankruptcy Rules on May 27, 2011.

/s/ Peter Johnson

PETER JOHNSON

SERVICE LIST PURSUANT TO LOCAL RULE 9013

11-03191

Trustee vs. John H. Speer, et al

*indicates electronic service-LBR 1001(b)- (Admin Proc CMF/ECF- III-E)

PLAINTIFF COUNSEL:

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ALL OTHER PARTIES TO THE PROCEEDING:

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